IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 8385 OF 2006

Mrs.Annie Kitty Creado ...Petitioner

V/s.

The Union of India & Ors. ...Respondents

Shri M. Janardhanan for the Petitioner.

Shri Salem Valji for Respondent No.4.

CORAM : H.S. BEDI, C.J., &
V.M. KANADE, J.

DATED : DECEMBER 19, 2006.

P.C. :-

1. The petitioner has taken objection to the notice issued by the Mumbai Debts Recovery Tribunal No.3 to hand over the vacant and peaceful possession of the flat.

2. By order of the Debts Recovery Appellate Tribunal, dated 28th November, 2006, the petitioner had undertaken to deposit Rs.54 lacs with the respondent bank by 4th December, 2006. However, the petitioner has not complied with the undertaking given by her.

3. Hence, the petition is dismissed.

CHIEF JUSTICE

V.M. KANADE, J.